IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 4236 OF 2005
IN
CRIMINAL APPEAL NO. 186 OF 2004

Jitendra Balmukund Doshi ...Applicant

Versus

The State of Maharashtra & Anr ...Respondents

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Mr. O.P. Soni i/b O.P. Soni & Co. Advocate for Applicant

Mr. J.C. Satpute, Advocate for Respondent No.2.

Mr. D.P. Adsule, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 14TH JULY, 2005

P. C.:-

1. Heard both sides.

2. By this application the applicant seeks permission from this Court to go to abroad for a period of 15 days. It is submitted on behalf of the applicant that the applicant on earlier occasion was permitted to go to abroad and had complied with all the conditions. The applicant has been released on bail by an order dated 17.02.2004 and appeal is pending in this Court. The applicant was convicted for the offence punishable under Section 420 of

Indian Penal Code. The applicant has paid entire amount which was due and payable to the bank who had filed the complaint and has also deposited the amount towards fine. Earlier this court by an order dated 30.3.2005 permitted the applicant to go abroad.

3. Considering the facts and circumstances of the case, the applicant is permitted to go to abroad for a period of 15 days on the following conditions:-

a) The applicant shall deposit Rs.2.00 lakhs before the trial Court. On Rs.2.00 lakhs being deposited before the trial Court, the CBI ACB shall hand over the passport of the applicant to him after he being shown the receipt of the deposit of Rs.2.00 lakhs;

b) At the time of CBI ACB handing over the passport to the applicant the applicant shall give his itinerary to the Officer of the CBI, ACB Mumbai and address and contact number on which he can be contacted when he is abroad;

c) The applicant shall report to the office of the CBI, ACB Mumbai within a week after his return from abroad and hand back his passport to CBI ACB. On the passport being handed back to CBI ACB, the cash deposit of Rs.2.00 lakhs be handed back to the applicant.

4. Application is allowed in terms of the above order.

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